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In re Patent Application of: Ni et al.

JUL 3 2002

Application No.: 09/512,363-Conf. #4726

TECH CENTER 1600/2900
Group Art Unit: 1642

Filed: February 23, 2000

Examiner: S. Huff

For: Human Tumor Necrosis Factor Receptor-Like
Proteins TR11, TR11SV1, and TR11SV2

**STATEMENT BY ATTORNEY FOR APPLICANTS REGARDING PERMANENCE AND
AVAILABILITY OF DEPOSITED PLASMIDS**

Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned attorney of record hereby states:

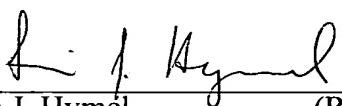
1. A plasmid containing human cDNA encoding a Tumor Necrosis Factor Receptor-Like Protein TR11 polypeptide was deposited under the terms of the Budapest Treaty on October 7, 1997 at the American Type Culture Collection (ATCC), Patent Depository, 10801 University Boulevard, Manassas, Virginia 20110-2209 (current address), and given accession number 209341.

2. Assurance is hereby given that: (1) the deposit was made under terms of the Budapest Treaty; (2) except for the limitations allowed by 37 C.F.R. § 1.808(b), all restrictions on the availability to the public of the deposit will be irrevocably removed upon the granting of a patent from the captioned application; (3) the deposit has been made under conditions such that access to the material will be available during the pendency of the captioned patent application to one determined by the Commissioner; and (4) the deposit will be maintained with the care necessary to keep it viable and

uncontaminated for a period of at least five years after the most recent request for the furnishing of a sample of the deposit, and in any case, for a period of at least thirty years after the date of deposit or for the enforceable life of the patent, whichever period is longer.

Respectfully submitted,

Date: June 28, 2002


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